

STAYED,TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:12-cv-00939-KBJ**

VOLLMANN v. DEPARTMENT OF JUSTICE et al
Assigned to: Judge Ketanji Brown Jackson
Cause: 05:552 Freedom of Information Act

Date Filed: 06/08/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

WILLIAM T. VOLLMANN

represented by **David L. Sobel**
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V.

Defendant

DEPARTMENT OF JUSTICE

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Defendant**CENTRAL INTELLIGENCE AGENCY**

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 TERMINATED: 09/19/2012

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 TERMINATED: 05/20/2015

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Date Filed	#	Docket Text
06/08/2012	<u>1</u>	COMPLAINT against CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE (Filing fee \$ 350, receipt number 4616048928) filed by WILLIAM T. VOLLMANN. (Attachments: # <u>1</u> Civil Cover Sheet)(jf,) (Entered: 06/11/2012)
06/08/2012		SUMMONS (4) Issued as to CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (jf,) (Entered: 06/11/2012)
07/08/2012	<u>2</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 07/08/2012)
07/09/2012	<u>3</u>	ORDER granting <u>2</u> Consent MOTION for Extension of Time to Answer re <u>1</u> Complaint; and defendants shall file an answer on or before July 30, 2012.. Signed by Judge Robert L. Wilkins on 7/9/2012. (tcb) (Entered: 07/09/2012)
07/27/2012	<u>4</u>	ANSWER to <u>1</u> Complaint by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE.(Fields, Rhonda) (Entered: 07/27/2012)
07/30/2012		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. Defendants may have 30 days from the date of this order within which to file a dispositive motion or, in the alternative, to file a report setting forth the schedule according to which Defendants will complete their production of documents to the plaintiff. Signed by Judge Robert L. Wilkins on 7/30/2012. (tcb) (Entered: 07/30/2012)
08/29/2012	<u>5</u>	MOTION for Summary Judgment by CENTRAL INTELLIGENCE AGENCY (Attachments: # <u>1</u> Lutz Declaration, # <u>2</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 08/29/2012)
08/29/2012	<u>6</u>	RESPONSE TO ORDER OF THE COURT re Order,, filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 08/29/2012)
08/31/2012	<u>7</u>	ORDER: Upon consideration of the FBI's scheduling request that has been consented to by Plaintiff, the Court hereby sets the briefing schedule in this matter as follows: Defendant FBI shall file its dispositive motion on or before December 17, 2012; The Plaintiff may file any Opposition by January 18, 2013; Defendant may file any Reply within 10 days of service of the Opposition.Plaintiff may file a cross-motion for summary judgment on or before January 18, 2013; Defendant may file any opposition to the cross-motion within 17 days of service of the cross-motion; Plaintiff may file any Reply within 10 days of service of the Opposition. Signed by Judge Robert L. Wilkins on 8/31/2012. (tcb) (Entered: 08/31/2012)

09/13/2012	<u>8</u>	STIPULATION of Dismissal <i>With Respect to Defendant CIA</i> by WILLIAM T. VOLLMANN. (Sobel, David) (Entered: 09/13/2012)
09/19/2012		MINUTE ORDER: ORDER OF DISMISSAL AS TO DEFENDANT CENTRAL INTELLIGENT AGENCY. Consistent with the Joint Stipulation of Dismissal filed by Plaintiff and the Central Intelligence Agency, this action is here by dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Each party to bear its own costs and fees. Signed by Judge Robert L. Wilkins on 9/19/2012. (tcb) (Entered: 09/19/2012)
12/17/2012	<u>9</u>	Consent MOTION for Extension of Time to <i>file summary judgment motion</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 12/17/2012)
12/18/2012		MINUTE ORDER granting <u>9</u> Consent MOTION for Extension of Time to file summary judgment motion; Defendant's Summary Judgment Motion shall be filed by December 19,2012. Signed by Judge Robert L. Wilkins on 12/18/2012. (tcb) (Entered: 12/18/2012)
12/19/2012	<u>10</u>	MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Hardy Declaration, # <u>2</u> Hardy Dec exhibits A-I, # <u>3</u> Hardy Dec exhibit J (Vollman 1-785, # <u>4</u> Hardy Dec exhibit K, # <u>5</u> ICE Vaughn Index, # <u>6</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 12/19/2012)
01/16/2013	<u>11</u>	Joint MOTION to Dismiss (<i>Partially</i>) and to Stay Further Proceedings by WILLIAM T. VOLLMANN (Attachments: # <u>1</u> Text of Proposed Order)(Sobel, David) (Entered: 01/16/2013)
01/17/2013	<u>12</u>	ORDER granting <u>11</u> Joint MOTION to Dismiss (<i>Partially</i>) and to Stay Further Proceedings; ORDERED that plaintiffs claims with respect to the Federal Bureau of Investigations processing of a total of 785 pages responsive to plaintiffs FOIA/PA request are hereby dismissed with prejudice, with the parties to pay their own fees, costs and expenses; it is FURTHER ORDERED that further proceedings in this action are stayed until November 15, 2013; and it is FURTHER ORDERED that the parties shall file a report with the Court no later than November 15, 2013, advising the Court of the status of any documents remaining at issue. Signed by Judge Robert L. Wilkins on 1/17/2013. (tcb) (Entered: 01/17/2013)
01/17/2013		MINUTE ORDER: Defendant's <u>10</u> Motion for Summary Judgment is hereby DENIED AS MOOT. Signed by Judge Robert L. Wilkins on 1/17/2013. (tcb) (Entered: 01/17/2013)
04/04/2013		Case reassigned to Judge Ketanji Brown Jackson. Judge Robert L. Wilkins no longer assigned to the case. (ds) (Entered: 04/04/2013)
08/05/2013		MINUTE ORDER. The Court acknowledges that the proceedings in this matter have been stayed until November 15, 2013, at which time the parties will submit a status report on the remaining documents; however, in light of the Defendant's representation that Defendant would "initiate an inquiry concerning the availability of the records for review in August 2013," is is HEREBY ORDERED that, no later than September 2, 2013, the parties submit an interim status report advising the Court of any progress made in reviewing the remaining documents. Signed by Judge Ketanji Brown Jackson on 08/05/2013. (lckbj1) (Entered: 08/05/2013)
08/12/2013		Set/Reset Deadlines: Interim Status Report due by 9/2/2013 (gdf) (Entered: 08/12/2013)
09/03/2013	<u>13</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Ex 1)(Fields, Rhonda) (Entered: 09/03/2013)
11/14/2013	<u>14</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Fields, Rhonda) (Entered: 11/14/2013)
11/18/2013		MINUTE ORDER STAYING CASE: Upon consideration of the representations made in the status report filed on November 14, 2013, it is ORDERED that the stay in this matter is extended until February 17, 2014; and it is FURTHER ORDERED that the parties shall file a report no later than February 17, 2014 advising the Court as to the status of any documents remaining at issue. Signed by Judge Ketanji Brown Jackson

		on 11/18/2013. (lckbj1) (Entered: 11/18/2013)
11/18/2013		Set/Reset Deadlines: Status Report due by 2/17/2014. (gdf) (Entered: 11/18/2013)
02/19/2014	<u>15</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Fields, Rhonda) (Entered: 02/19/2014)
02/20/2014		MINUTE ORDER STAYING CASE: Upon consideration of the representations made in the status report filed on February 19, 2014, it is ORDERED that the stay in this matter is extended until May 20, 2014; and it is FURTHER ORDERED that the parties shall file a report no later than May 20, 2014 advising the Court as to the status of any documents remaining at issue. Signed by Judge Ketanji Brown Jackson on 2/20/2014. (lckbj1,) (Entered: 02/20/2014)
05/20/2014	<u>16</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Fields, Rhonda) (Entered: 05/20/2014)
05/22/2014		MINUTE ORDER setting Status Conference for 6/5/2014 at 10:00 AM in Courtroom 17 before Judge Ketanji Brown Jackson. Signed by Judge Ketanji Brown Jackson on 05/22/2014. (lckbj1) (Entered: 05/22/2014)
06/05/2014		Minute Entry for proceedings held before Judge Ketanji Brown Jackson: Status Conference held on 6/5/2014. Scheduling Order forthcoming. (Court Reporter: Barbara De Vico) (gdf) (Entered: 06/05/2014)
06/30/2014		MINUTE ORDER: Upon consideration of the representations that the parties made at the status conference held on June 5, 2014, it is hereby ORDERED that Defendants shall file a status report no later than July 14, 2014, updating the Court on (1) any progress that has been made on the completion of the background checks for the contractor employees that are to perform the remediation of the damaged records and (2) its research into the nature of the documents contained in the damaged file. Signed by Judge Ketanji Brown Jackson on 06/30/2014. (lckbj1) (Entered: 06/30/2014)
07/10/2014	<u>17</u>	RESPONSE TO ORDER OF THE COURT re Order, Set Deadlines,,, filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Second Hardy declaration)(Fields, Rhonda) (Entered: 07/10/2014)
07/23/2014		MINUTE ORDER: Upon consideration of the representations that Defendant made in <u>17</u> its Response to this Court's Minute Order of June 30, 2014, it is hereby ORDERED that Defendant shall file a status report by September 7, 2014, and every 45 days thereafter, updating the Court on any progress that has been made on (1) the clearance of the facility where the document remediation will take place, (2) the completion of the background checks for the contractor employees that are to perform the document remediation, and (3) any other steps that need to be taken before the document remediation can begin. Once the document remediation begins, the reports shall update the Court on the status of the remediation of the documents at issue in this case, including an estimate of when the contractors will complete remediation of those documents. Signed by Judge Ketanji Brown Jackson on 07/23/2014. (lckbj1) (Entered: 07/23/2014)
09/08/2014	<u>18</u>	RESPONSE TO ORDER OF THE COURT re Order, Set Deadlines,,,,, filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> FBI Declaration)(Fields, Rhonda) (Entered: 09/08/2014)
09/09/2014	<u>19</u>	NOTICE of Change of Address by David L. Sobel (Sobel, David) (Entered: 09/09/2014)
10/21/2014	<u>20</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration)(Fields, Rhonda) (Entered: 10/21/2014)
12/08/2014	<u>21</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Hardy Declaration)(Fields, Rhonda) (Attachment 1 replaced on 12/10/2014) (jf,). Modified on 12/10/2014 (jf,). (Entered: 12/08/2014)
01/20/2015	<u>22</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Fourth Hardy Declaration)(Fields, Rhonda) (Entered: 01/20/2015)

01/20/2015	<u>23</u>	ERRATA by DEPARTMENT OF JUSTICE <u>22</u> Status Report filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit)(Fields, Rhonda) (Entered: 01/20/2015)
02/25/2015	<u>24</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Andrea McBarnette on behalf of All Defendants Substituting for attorney Rhonda Fields (McBarnette, Andrea) (Entered: 02/25/2015)
03/04/2015	<u>25</u>	STATUS REPORT – <i>March 2015</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration)(McBarnette, Andrea) (Entered: 03/04/2015)
04/21/2015	<u>26</u>	STATUS REPORT <i>April 2015</i> by DEPARTMENT OF JUSTICE. (McBarnette, Andrea) (Entered: 04/21/2015)
05/20/2015	<u>27</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Fred Elmore Haynes on behalf of DEPARTMENT OF JUSTICE Substituting for attorney Andrea McBarnette (Haynes, Fred) (Entered: 05/20/2015)
06/05/2015	<u>28</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 06/05/2015)
07/20/2015	<u>29</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 07/20/2015)
09/03/2015	<u>30</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 09/03/2015)
10/19/2015	<u>31</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 10/19/2015)
11/30/2015	<u>32</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 11/30/2015)
01/14/2016	<u>33</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 01/14/2016)
02/29/2016	<u>34</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 02/29/2016)
04/15/2016	<u>35</u>	Final STATUS REPORT by DEPARTMENT OF JUSTICE. (Haynes, Fred) (Entered: 04/15/2016)
04/19/2016		MINUTE ORDER. In light of the representations in Defendants' <u>35</u> Status Report, it is hereby ORDERED that the parties shall promptly confer a file status report, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary, on or before 5/3/2016. Signed by Judge Ketanji Brown Jackson on 04/19/2016. (lckbj1) (Entered: 04/19/2016)
05/03/2016	<u>36</u>	Joint STATUS REPORT by WILLIAM T. VOLLMANN. (Sobel, David) (Entered: 05/03/2016)
05/04/2016		MINUTE ORDER: Based on the representations in the parties' <u>36</u> Joint Status Report, it is hereby ORDERED that the following schedule is set for briefing Plaintiff's request for attorneys' fees in this matter: Plaintiff's motion is due by 6/10/2016; Defendants' response is due by 7/8/2016; Plaintiff's reply is due by 7/22/2016. Signed by Judge Ketanji Brown Jackson on 05/4/2016. (lckbj1) (Entered: 05/04/2016)
06/10/2016	<u>37</u>	MOTION for Attorney Fees <i>and Costs</i> by WILLIAM T. VOLLMANN (Attachments: # <u>1</u> Exhibit A – H, # <u>2</u> Text of Proposed Order)(Sobel, David) (Entered: 06/10/2016)
07/08/2016	<u>38</u>	Consent MOTION for Extension of Time to File <i>Defendant's Opposition to Plaintiff's Motion for Attorney's Fees</i> by DEPARTMENT OF JUSTICE (Haynes, Fred) (Entered: 07/08/2016)
07/08/2016		MINUTE ORDER granting, for good cause shown, <u>38</u> Consent Motion for Extension of Time to File Defendant's Opposition to Plaintiff's Motion for Attorney's Fees. Defendant's response re <u>37</u> is due on or before 7/18/2016. Plaintiff's reply re <u>37</u> is due on or before 8/8/2016. Signed by Judge Ketanji Brown Jackson on 07/08/2016. (lckbj1) (Entered: 07/08/2016)

07/18/2016	<u>39</u>	Consent MOTION for Extension of Time to File <i>Defendant's Opposition to Plaintiff's Motion for Attorney's Fees</i> by DEPARTMENT OF JUSTICE (Haynes, Fred) (Entered: 07/18/2016)
07/22/2016		MINUTE ORDER granting, for good cause shown, <u>39</u> Consent Motion for Extension of Time to File Defendants' Opposition to Plaintiff's Motion for Attorney's Fees, nunc pro tunc. It is hereby ORDERED that Defendants' opposition to <u>37</u> is due on or before 7/25/2016, and that Plaintiff's reply in further support of <u>37</u> is due on or before 8/10/2016. Signed by Judge Ketanji Brown Jackson on 07/22/2016. (lckbj1,) (Entered: 07/22/2016)
07/25/2016	<u>40</u>	Memorandum in opposition to re <u>37</u> MOTION for Attorney Fees <i>and Costs</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A – Sixth Hardy Declaration)(Haynes, Fred) (Entered: 07/25/2016)
08/09/2016	<u>41</u>	REPLY to opposition to motion re <u>37</u> MOTION for Attorney Fees <i>and Costs</i> filed by WILLIAM T. VOLLMANN. (Sobel, David) (Entered: 08/09/2016)
06/25/2019	<u>42</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Peter C. Pfaffenroth on behalf of CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE Substituting for attorney Fred E. Haynes (Pfaffenroth, Peter) (Entered: 06/25/2019)